

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FN 2015-094176

12/01/2015

HONORABLE JAMES D. SMITH

CLERK OF THE COURT
G. Clark
Deputy

IN RE THE MATTER OF
JENNIFER COREY PORMAN

JENNIFER COREY PORMAN
1631 W COTTONWOOD LN
PHOENIX AZ 85045

AND

LARRY JON PORMAN

DIANA I RADER

JENNIFER MELISSA BROWN

TEMPORARY ORDERS HEARING SET

Courtroom SEF 404

11:19 a.m. This is the time set for Resolution Management Conference regarding the *Petition for Dissolution of Marriage without Minor Children* filed on September 11, 2015, the *Response* thereto filed on October 7, 2015 and the *Motion for Temporary Orders and Motion to Expedite* filed by counsel for Petitioner on September 14, 2015. Petitioner, Jennifer Corey Porman, is present with above-named counsel, Jennifer Brown. Respondent, Larry Jon Porman, is present with above-named counsel, Diana I. Rader.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Discussion is held.

IT IS ORDERED that by 5:00 p.m. this evening, December 1, 2015, counsel for Mother shall communicate with counsel for Father regarding the scope of her representation.

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Upon request of the parties, Alternative Dispute Resolution (ADR) is contacted in open court to schedule a settlement conference.

IT IS FURTHER ORDERED affirming the Settlement Conference set for **February 10, 2016 at 9:30 a.m.** before Judge *Pro Tempore* Monica Donaldson-Stuart. Counsel and/or the parties will receive a notice from ADR setting forth the necessary settlement conference information. **Counsel and/or the parties should notify ADR (602-506-7884) when the parties reach an agreement prior to the scheduled settlement conference.**

THE COURT FINDS that there are extenuating circumstances that justify continuing the temporary orders hearing past the 30 day requirement for return hearing.

IT IS FURTHER ORDERED setting **Temporary Orders Hearing** on **January 15, 2016 at 10:00 a.m.** (time allotted: 1 hour) before the Honorable James D. Smith at:

Maricopa County Superior Court
Southeast Judicial District
Courtroom 404
222 E. Javelina Avenue
Mesa, AZ 85210

Each party will be allowed one-half of the available time to present all direct, cross, redirect examination and any argument. The parties are expected to complete the trial in the allotted time, and the time will not be extended absent a motion granted by the Court and filed at least thirty (30) days prior to trial setting forth good cause to extend the time and specifically including a list of each and every witness who will testify and an estimate of time and subject matter of the expected testimony for each witness.

IT IS FURTHER ORDERED that the parties shall file and provide this Division with a copy of a Joint Pre-hearing Statement pursuant to Rule 76, Arizona Rules of Family Law Procedure, no later than **January 8, 2016.**

IT IS FURTHER ORDERED that the Joint Pre-hearing Statement shall include the following attachments:

1. A current Affidavit of Financial Circumstances.
2. If division of the marital residence is at issue at trial, the party seeking to be awarded the marital residence shall offer as an exhibit at trial the true and accurate legal description of the property.

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IT IS FURTHER ORDERED that the parties shall indicate in the Joint Pre-hearing Statement which exhibits they have agreed will be admissible at hearing as well as any specific objections that will be made to any exhibit if offered at hearing which is not agreed to be admitted. Reserving all objections to the time of hearing will not be permitted. At the time of hearing all exhibits that the parties have agreed will be admitted and all exhibits for which no specific objection is stated in the Joint Pre-hearing Statement shall be summarily admitted.

IT IS FURTHER ORDERED that the failure of counsel or any party to appear at the time of hearing, or to timely present the Joint Pre-hearing Statement in proper form, including each and every attachment required, shall, in the absence of good cause shown, result in the imposition of any and all available sanctions pursuant to Rule 71, Arizona Rules of Family Law Procedure and Local Rules 6.2(e) and 6.9(k), including proceeding to hear this matter by default based upon the evidence presented by the appearing party.

IT IS FURTHER ORDERED any evidence intended to be submitted as exhibits at the time of the hearing must be brought to this division **no later than January 8, 2016, with a coversheet listing the description of the exhibits. The exhibits shall be separated by a COLORED sheet of paper.** Any exhibits submitted shall be copied to the opposing party at that same time. Exhibits must be timely submitted to the division clerk. If a party does not submit an exhibit at least 5 judicial days before the hearing, the Court may exclude the exhibit or, alternatively, deduct the time required to mark the exhibit from the offering party's time at the hearing/trial. For ease of reference, each page of a multi-page exhibit should be consecutively numbered even if this means a party must number them. The parties or their counsel should meet/confer to coordinate the exhibits they submit. This will avoid duplicative exhibits, help eliminate unnecessary exhibits, and ensure consistent numbering. The Court appreciates bench copies of exhibits in a binder with tabs correlating to the actual exhibit numbers. Please label such binders on the spine with the case name, case number, and date of hearing/trial.

NOTE: *We do not hold spots for supplemental exhibits.*

NOTE: If either party intends to offer as evidence the digital or electronic recording from a prior court proceeding, the party shall also provide to the Court a certified transcript of the recording, which shall be marked as an exhibit. The party seeking to offer the recording as evidence shall bear the cost for preparation of the transcription. If either party intends to offer documents as evidence that are in a language other than English, the Court shall be provided with an official certified translation of the documents.

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IT IS ORDERED with regard to discovery and disclosure requirements:

1. Both parties shall exchange updated disclosure statements required by Rules 49 and 50, Arizona Rules of Family Law Procedure, including an exchange of all relevant information, documents, and exhibits on or before **January 4, 2016**.
2. All depositions and discovery contemplated by Rules 49 through 65, Arizona Rules of Family Law Procedure, shall be completed and any motions regarding discovery shall be filed no later than **January 4, 2016**.
3. Counsel and both parties shall confer on or before **January 4, 2016** to conduct settlement discussions, exchange all exhibits, and discuss the resolution and narrowing of all procedural and substantive issues in this case.
4. The parties shall promptly comply with all requests for relevant information in this case. In this regard, the parties shall sign all necessary consents and releases reasonably required to obtain any relevant documents or records from any financial institution, company, business, medical or healthcare provider, or employer possessing any relevant information.

NOTICE

You may request conclusions of fact and law on the following issues, if they are contested: the issues of child custody, relocation requests, spousal maintenance, community property, community debt, and child support. To request conclusions of fact and law, you must file a written request with the Court before the trial or the evidentiary hearing. If you make a written request before the trial or evidentiary hearing, the Court will make conclusions of fact and law as part of the final decision.

If any party asks the Court to make findings of fact and law on any issue, each party must file written proposed findings of fact and law on those issues. The proposed findings also must be submitted in an electronic form that is editable, preferably Microsoft Word. The proposed findings must be submitted with the Pretrial Statement.

Counsel and the parties are reminded of their obligation to give prompt notice of any settlement to the Court as required by Rule 70, Arizona Rules of Family Law Procedure.

NOTE: All court proceedings are recorded by audio and video method and not by a court reporter. Pursuant to Local Rule 2.22, if a party desires a court reporter for any proceeding in which a court reporter is not mandated by Arizona Supreme Court Rule 30, the party must submit a written request to the assigned judicial officer at least ten (10) judicial days in advance

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of the hearing, and must pay the authorized fee to the Clerk of the Court at least two (2) judicial days before the proceeding. The fee is \$140 for a half-day and \$280 for a full day.

11:41a.m. Matter concludes.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.